

HOUSE JOURNAL

SEVENTY-FOURTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTY-SEVENTH DAY — WEDNESDAY, MARCH 15, 1995

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 54).

Present — Mr. Speaker; Alexander; Allen; Alonzo; Alvarado; Averitt; Bailey; Berlanga; Black; Bosse; Brimer; Carona; Carter; Chisum; Coleman; Combs; Conley; Cook; Corte; Counts; Crabb; Craddick; Cuellar, H.; Cuellar, R.; Culbertson; Danburg; Davila; Davis; De La Garza; Dear; Delisi; Denny; Driver; Dukes; Duncan; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Gallego; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Harris; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hirschi; Hochberg; Holzheuser; Horn; Howard; Hudson; Hunter, B.; Hunter, T.; Jackson; Janek; Johnson; Jones, D.; Jones, J.; Junell; Kamel; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Luna; Madden; Marchant; Maxey; McCall; McCoulskey; McDonald; Moffat; Moreno; Mowery; Munoz; Naishtat; Nixon; Oakley; Ogden; Oliveira; Park; Patterson; Pickett; Pitts; Place; Price; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna; Rhodes; Rodriguez; Romo; Rusling; Sadler; Saunders; Seidlits; Serna; Shields; Siebert; Smithee; Solis; Solomons; Staples; Stiles; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Williamson; Willis; Wilson; Wohlgemuth; Wolens; Woolley; Yarbrough; Yost; Zbranek.

Absent, Excused — Brady; Clemons; Longoria.

The invocation was offered by Reverend Joseph Solc, Hulen Street Baptist Church, Fort Worth.

LEAVES OF ABSENCE GRANTED

The following member was granted leave of absence for today because of illness:

Longoria on motion of Rodriguez.

The following member was granted leave of absence for today because of a death in the family:

Brady on motion of Pitts.

The following member was granted leave of absence for today because of illness in the family:

Clemons on motion of Telford.

MESSAGE FROM THE SENATE

Austin, Texas, March 15, 1995

The Honorable Speaker of the House of Representatives
House Chamber

The Honorable
Mr. Speaker:

I am directed by the Senate to inform the House that the Senate has passed the following:

SB 971 by Cain, relating to the adoption of a nonsubstantive revision of statutes relating to transportation, including conforming amendments, repeals, and penalties.

Respectfully,
Betty King
Secretary of the Senate

CAPITOL PHYSICIAN

Speaker Laney presented Dr. Tim Lambert of Garland as the "Doctor for the Day."

The house welcomed Dr. Lambert and thanked him for his participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

(Speaker pro tempore in the chair)

HR 329 - ADOPTED

Representative Yarbrough moved to suspend all necessary rules to take up and consider at this time **HR 329**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

By Yarbrough,

HR 329, Commending Erin Pousson on her participation in the Texas Agricultural Extension Service Empowering Teen Leaders program.

The resolution was read and was adopted without objection.

On motion of Representative Bosse, the names of all the members of the house were added to **HR 329** as signers thereof.

HR 331 - ADOPTED

Representative Yarbrough moved to suspend all necessary rules to take up and consider at this time **HR 331**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

By Yarbrough,

HR 331, Commending Karen Klesel on her participation in the Texas Agricultural Extension Service Empowering Teen Leaders program.

The resolution was read and was adopted without objection.

On motion of Representative Bosse, the names of all the members of the house were added to **HR 331** as signers thereof.

HR 332 - ADOPTED

Representative Yarbrough moved to suspend all necessary rules to take up and consider at this time **HR 332**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

By Yarbrough and Edwards,

HR 332, Commending Angela Hopp on her participation in the Texas Agricultural Extension Service Empowering Teen Leaders program.

The resolution was read and was adopted without objection.

On motion of Representative Bosse, the names of all the members of the house were added to **HR 332** as signers thereof.

HR 406 - ADOPTED

Representative Hilbert moved to suspend all necessary rules to take up and consider at this time **HR 406**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

By Hilbert, et al.,

HR 406, Commending the Ponderosa Volunteer Fire Department on its outstanding service.

The resolution was read and was adopted without objection.

On motion of Representative Hamric, the names of all the members of the house were added to **HR 406** as signers thereof.

(Speaker in the chair)

HR 401 - ADOPTED

Representative Siebert moved to suspend all necessary rules to take up and consider at this time **HR 401**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Siebert,

HR 401, Commending John Schneider for his professional and civic accomplishments.

The resolution was read and was adopted without objection.

On motion of Representative Swinford, the names of all the members of the house were added to **HR 401** as signers thereof.

INTRODUCTION OF GUEST

The speaker recognized Representative Siebert, who introduced John Schneider, actor and musical performer.

(Speaker pro tempore in the chair)

HCR 133 - ADOPTED

Representative Berlanga moved to suspend all necessary rules to take up and consider at this time **HCR 133**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

By Berlanga, T. Hunter, Luna, Rangel, and Raymond,

HCR 133, Expressing appreciation to the partners and supporters of Operation: Defeat Diabetes in Corpus Christi.

The resolution was read and was adopted without objection.

HR 255 - ADOPTED

Representative Delisi moved to suspend all necessary rules to take up and consider at this time **HR 255**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

By Delisi,

HR 255, Recognizing March 15, 1995, as Diabetes Day.

The resolution was adopted without objection.

HR 397 - ADOPTED

Representative Hawley moved to suspend all necessary rules to take up and consider at this time **HR 397**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

By Hawley,

HR 397, Extending best wishes to the citizens of Refugio.

The resolution was adopted without objection.

HR 363 - ADOPTED

Representative Counts moved to suspend all necessary rules to take up and consider at this time **HR 363**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

By Counts,

HR 363, Commending the Honorable J. J. "Jake" Pickle.

The resolution was adopted without objection.

On motion of Representative B. Turner, the names of all the members of the house were added to **HR 363** as signers thereof.

HR 407 - ADOPTED

Representative B. Turner moved to suspend all necessary rules to take up and consider at this time **HR 407**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

By B. Turner,

HR 407, Commending the Silver-Haired Legislature for its hard work.

The resolution was read and was adopted without objection.

On motion of Representative Finnell, the names of all the members of the house were added to **HR 407** as signers thereof.

INTRODUCTION OF GUEST

The speaker pro tempore introduced Homer Lear, speaker of the Silver-Haired Legislature.

HR 346 - ADOPTED

Representative Hilderbran moved to suspend all necessary rules to take up and consider at this time **HR 346**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

By Hilderbran, et al.,

HR 346, In memory of Adolfo D. "A. D." Raymond, Sr.

The resolution was read and was unanimously adopted by a rising vote.

On motion of Representative McCall, the names of all the members of the house were added to **HR 346** as signers thereof.

HB 3165 - PERMISSION TO INTRODUCE

Representative Craddick moved to suspend the constitutional rule for permission to introduce and have placed on first reading **HB 3165**.

A record vote was requested.

The motion prevailed by (Record 55): 138 Yeas, 1 Nay, 1 Present, not voting.

Yeas — Alexander; Allen; Alvarado; Averitt; Bailey; Berlanga; Black; Bosse; Brimer; Carona; Carter; Chisum; Coleman; Combs; Conley; Cook; Corte; Counts; Crabb; Craddick; Cuellar, H.; Cuellar, R.; Culberson; Danburg;

Davila; Davis; De La Garza; Delisi; Denny; Driver; Dukes; Duncan; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Gallego; Giddings; Glaze; Goodman; Goolsby; Gray; Gutierrez; Haggerty; Hamric; Harris; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hirschi; Hochberg; Holzheuser; Horn; Howard; Hudson; Hunter, B.; Hunter, T.; Jackson; Janek; Johnson; Jones, D.; Jones, J.; Junell; Kamel; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Luna; Marchant; Maxey; McCall; McCoulskey; McDonald; Moffat; Moreno; Mowery; Munoz; Naishtat; Nixon; Oakley; Ogden; Oliveira; Park; Patterson; Pitts; Place; Price; Rabuck; Ramsay; Rangel; Raymond; Reyna; Rhodes; Rodriguez; Romo; Rusling; Sadler; Saunders; Seidlits; Serna; Shields; Siebert; Smithee; Solis; Solomons; Staples; Stiles; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher(C); Van dePutte; Walker; West; Willis; Wilson; Wohlgemuth; Wolens; Woolley; Yarbrough; Yost; Zbranek.

Nay — Dear.

Present, not voting — Mr. Speaker.

Absent, Excused — Brady; Clemons; Longoria.

Absent — Alonzo; Greenberg; Grusendorf; Madden; Pickett; Puente; Williamson.

HB 3166 - PERMISSION TO INTRODUCE

Representative H. Cuellar moved to suspend the constitutional rule for permission to introduce and have placed on first reading **HB 3166**.

A record vote was requested.

The motion prevailed by (Record 56): 138 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Alexander; Allen; Alonzo; Alvarado; Averitt; Bailey; Berlanga; Black; Bosse; Brimer; Carona; Carter; Chisum; Combs; Conley; Cook; Corte; Counts; Crabb; Craddick; Cuellar, H.; Cuellar, R.; Culberson; Danburg; Davila; Davis; De La Garza; Dear; Delisi; Denny; Driver; Dukes; Duncan; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Gallego; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Gutierrez; Haggerty; Hamric; Harris; Hartnett; Hawley; Heflin; Hernandez; Hilbert; Hilderbran; Hill; Hirschi; Hochberg; Holzheuser; Horn; Howard; Hudson; Hunter, B.; Hunter, T.; Jackson; Janek; Johnson; Jones, D.; Jones, J.; Junell; Kamel; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Luna; Madden; Marchant; Maxey; McCall; McCoulskey; McDonald; Moffat; Moreno; Munoz; Naishtat; Nixon; Oakley; Ogden; Oliveira; Patterson; Pitts; Place; Price; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna; Rhodes; Rodriguez; Romo; Rusling; Sadler; Saunders; Seidlits; Serna; Shields; Siebert; Smithee; Solis; Solomons; Staples; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Van de Putte; Walker; West; Williamson; Willis; Wilson; Wohlgemuth; Wolens; Woolley; Yarbrough; Yost; Zbranek.

Present, not voting — Mr. Speaker; Uher(C).

Absent, Excused — Brady; Clemons; Longoria.

Absent — Coleman; Grusendorf; Hightower; Mowery; Park; Pickett; Stiles.

STATEMENT OF VOTE

When Record No. 56 was taken, I was in the hall talking to constituents, and the Record Vote bell did not ring. I would have voted yes.

Coleman

HB 3167 - PERMISSION TO INTRODUCE

Representative Berlanga moved to suspend the constitutional rule for permission to introduce and have placed on first reading **HB 3167**.

A record vote was requested.

The motion prevailed by (Record 57): 138 Yeas, 1 Nay, 2 Present, not voting.

Yeas — Alexander; Allen; Alonzo; Alvarado; Averitt; Bailey; Berlanga; Black; Bosse; Brimer; Carona; Carter; Chisum; Combs; Conley; Cook; Corte; Counts; Crabb; Craddick; Cuellar, H.; Cuellar, R.; Culberson; Danburg; Davila; Davis; De La Garza; Dear; Denny; Driver; Duncan; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Gallego; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Gutierrez; Haggerty; Hamric; Harris; Hartnett; Hawley; Heflin; Hernandez; Hilbert; Hill; Hirschi; Hochberg; Holzheuser; Horn; Howard; Hudson; Hunter, B.; Hunter, T.; Jackson; Janek; Johnson; Jones, D.; Jones, J.; Junell; Kamel; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Luna; Madden; Marchant; Maxey; McCall; McCoulskey; McDonald; Moffat; Moreno; Mowery; Munoz; Naishtat; Nixon; Oakley; Oliveira; Park; Patterson; Pickett; Pitts; Place; Price; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna; Rhodes; Rodriguez; Romo; Rusling; Sadler; Saunders; Seidlits; Serna; Shields; Siebert; Smithee; Solis; Solomons; Staples; Stiles; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Van de Putte; Walker; West; Williamson; Willis; Wilson; Wohlgemuth; Wolens; Woolley; Yarbrough; Yost; Zbranek.

Nay — Delisi.

Present, not voting — Mr. Speaker; Uher(C).

Absent, Excused — Brady; Clemons; Longoria.

Absent — Coleman; Dukes; Grusendorf; Hightower; Hilderbran; Ogden.

STATEMENT OF VOTE

When Record No. 57 was taken, I was in the hall talking to constituents, and the Record Vote bell did not ring. I would have voted yes.

Coleman

REGULAR ORDER OF BUSINESS SUSPENDED

By unanimous consent, the reading and referral of bills was postponed until just prior to adjournment.

(Speaker in the chair)

HB 1094 - VOTE RECONSIDERED

Representative Ogden moved to reconsider the vote by which **HB 1094** failed to pass to engrossment on March 14.

The motion to reconsider prevailed. (Rodriguez recorded voting no)

HB 1094 ON SECOND READING

The speaker laid before the house, on its second reading and passage to engrossment,

HB 1094, A bill to be entitled An Act relating to delinquency charges in retail charge agreements.

Representative Berlanga moved to reconsider the vote by which Amendment No. 1 was adopted on March 14.

The motion to reconsider prevailed.

Amendment No. 1 was withdrawn.

Amendment No. 3

Representatives Giddings and Berlanga offered the following amendment to the bill:

Amend **HB 1094** on page 1, line 14, by striking the phrase, "10 days in an amount no to exceed \$10," and, by inserting in its place the following:

"[~~10~~] 21 days in an amount not to exceed \$7.50"

Amendment No. 3 was adopted without objection.

A record vote was requested.

HB 1094, as amended, was passed to engrossment by (Record 58): 95 Yeas, 49 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Averitt; Black; Brimer; Carona; Carter; Chisum; Coleman; Combs; Cook; Corte; Counts; Crabb; Craddick; Cuellar, H.; Culberson; Dear; Delisi; Denny; Driver; Dukes; Duncan; Eiland; Elkins; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Harris; Hartnett; Hawley; Heflin; Hightower; Hilbert; Hilderbran; Hill; Hochberg; Holzheuser; Horn; Howard; Hunter, B.; Hunter, T.; Jackson; Janek; Johnson; Junell; Krusee; Kubiak; Kuempel; Lewis, R.; Madden; Marchant; McCall; McCoulskey; Moffat; Mowery; Munoz; Nixon; Oakley; Ogden; Oliveira; Park; Patterson; Pitts; Rabuck; Ramsay; Raymond; Rhodes; Rusling; Shields; Siebert; Smithee; Solomons; Staples; Stiles; Swinford; Talton; Telford; Turner, B.; Uher; Walker; West; Williamson; Wohlgemuth; Wolens; Woolley; Yost; Zbranek.

Nays — Alonzo; Alvarado; Bailey; Berlanga; Bosse; Conley; Cuellar, R.; Davila; Davis; De La Garza; Dutton; Edwards; Ehrhardt; Farrar; Finnell; Gallego; Hernandez; Hirschi; Hudson; Jones, D.; Jones, J.; Kamel; King; Lewis, G.; Luna; Maxey; McDonald; Moreno; Naishtat; Pickett; Place; Price; Puente; Rangel; Reyna; Rodriguez; Romo; Sadler; Saunders; Serna; Solis; Thompson; Tillery; Torres; Turner, S.; Van de Putte; Willis; Wilson; Yarbrough.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Brady; Clemons; Longoria.

Absent — Danburg; Seidlits.

SB 8 ON SECOND READING
(Junell and Ramsay - House Sponsors)

The speaker laid before the house, on its second reading and passage to third reading,

SB 8, A bill to be entitled An Act relating to the distribution of certain state funds appropriated for education and certain statewide retirement systems.

The bill was read second time and was passed to third reading.

SB 238 ON SECOND READING
(Oakley - House Sponsor)

The speaker laid before the house, on its second reading and passage to third reading,

SB 238, A bill to be entitled An Act relating to the employment and commissioning of law enforcement personnel to provide security services to certain educational institutions.

The bill was read second time and was passed to third reading.

HB 889 ON SECOND READING

The speaker laid before the house, on its second reading and passage to engrossment, the complete committee substitute for **HB 889**.

CSHB 889, A bill to be entitled An Act relating to a prohibition on merger transactions involving out-of-state banks and a prohibition on interstate branches.

A record vote was requested.

CSHB 889 was read second time and was passed to engrossment by (Record 59): 142 Yeas, 0 Nays, 3 Present, not voting.

Yeas — Alexander; Allen; Alonzo; Alvarado; Averitt; Bailey; Berlanga; Black; Bosse; Brimer; Carona; Carter; Chisum; Combs; Conley; Cook; Corte; Counts; Crabb; Craddick; Cuellar, H.; Cuellar, R.; Culberson; Danburg; Davila; Davis; De La Garza; Dear; Delisi; Denny; Driver; Dukes; Duncan; Dutton; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Gallego; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Harris; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hirschi; Hochberg; Holzheuser; Horn; Howard; Hudson; Hunter, B.; Jackson; Janek; Johnson; Jones, D.; Jones, J.; Junell; Kamel; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Luna; Madden; Marchant; Maxey; McCall; McCoulskey; McDonald; Moffat; Moreno; Mowery; Munoz; Naishtat; Nixon; Oakley; Ogden; Oliveira; Patterson; Pickett; Pitts; Place; Price; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna; Rhodes; Rodriguez; Romo; Rusling; Sadler; Saunders; Seidlits; Serna; Shields; Siebert; Smithee; Solis; Solomons; Staples;

Stiles; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Williamson; Willis; Wilson; Wohlgemuth; Wolens; Woolley; Yarbrough; Yost; Zbranek.

Present, not voting — Mr. Speaker(C); Hunter, T.; Park.

Absent, Excused — Brady; Clemons; Longoria.

Absent — Coleman; Edwards.

STATEMENT OF VOTE

When Record No. 59 was taken, I was in the house but away from my desk. I would have voted yes.

Coleman

HB 677 ON THIRD READING

The speaker laid before the house, on its third reading and final passage,

HB 677, A bill to be entitled An Act relating to the validity of certain documents to which certain notaries public fail to attach an official seal.

A record vote was requested.

The bill was read third time and was passed by (Record 60): 142 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Alonzo; Alvarado; Averitt; Bailey; Berlanga; Black; Bosse; Brimer; Carona; Carter; Chisum; Combs; Conley; Cook; Corte; Counts; Crabb; Craddick; Cuellar, H.; Cuellar, R.; Culberson; Danburg; Davila; Davis; De La Garza; Dear; Delisi; Denny; Driver; Dukes; Duncan; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Gallego; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Haggerty; Hamric; Harris; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hirschi; Hochberg; Holzheuser; Horn; Howard; Hudson; Hunter, B.; Hunter, T.; Jackson; Janek; Johnson; Jones, D.; Jones, J.; Junell; Kamel; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Madden; Marchant; Maxey; McCall; McCoulskey; McDonald; Moffat; Moreno; Mowery; Munoz; Naishtat; Nixon; Oakley; Ogden; Oliveira; Park; Patterson; Pickett; Pitts; Place; Price; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna; Rhodes; Rodriguez; Romo; Rusling; Sadler; Saunders; Seidlits; Serna; Shields; Smithee; Solis; Solomons; Staples; Stiles; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Williamson; Willis; Wilson; Wohlgemuth; Wolens; Woolley; Yarbrough; Yost; Zbranek.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Brady; Clemons; Longoria.

Absent — Coleman; Gutierrez; Luna; Siebert.

STATEMENT OF VOTE

When Record No. 60 was taken, I was in the hall talking with constituents. The Record Vote Bell did not ring. I would have voted yes.

Coleman

HB 1155 ON THIRD READING

The speaker laid before the house, on its third reading and final passage,

HB 1155, A bill to be entitled An Act relating to the limited authority of a peace officer from an adjoining state to transport certain criminal defendants in this state.

A record vote was requested.

The bill was read third time and was passed by (Record 61): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Alonzo; Alvarado; Averitt; Bailey; Berlanga; Black; Bosse; Brimer; Carona; Carter; Chisum; Combs; Conley; Cook; Corte; Counts; Crabb; Craddick; Cuellar, H.; Cuellar, R.; Culberson; Danburg; Davila; Davis; De La Garza; Dear; Delisi; Denny; Driver; Dukes; Duncan; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Gallego; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Harris; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hirschi; Hochberg; Holzheuser; Horn; Howard; Hudson; Hunter, B.; Hunter, T.; Jackson; Janek; Johnson; Jones, D.; Jones, J.; Junell; Kamel; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Luna; Madden; Marchant; Maxey; McCall; McCoulskey; McDonald; Moffat; Moreno; Mowery; Munoz; Naishtat; Nixon; Oakley; Ogden; Oliveira; Park; Patterson; Pickett; Pitts; Place; Price; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna; Rhodes; Rodriguez; Romo; Rusling; Sadler; Saunders; Seidlits; Serna; Shields; Siebert; Smithee; Solis; Solomons; Staples; Stiles; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Williamson; Willis; Wohlgemuth; Wolens; Woolley; Yarbrough; Yost; Zbranek.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Brady; Clemons; Longoria.

Absent — Coleman; Wilson.

STATEMENT OF VOTE

When Record No. 61 was taken, I was in the hall speaking with constituents. The Record Vote Bell did not ring. I would have voted yes.

Coleman

HB 556 ON THIRD READING

The speaker laid before the house, on its third reading and final passage,

HB 556, A bill to be entitled An Act relating to the criminal offense of trespass on agricultural lands.

The bill was read third time.

Amendment No. 1

Representative Bailey offered the following amendment to the bill:

Amend **HB 556** on 3rd Reading by striking Subsection (f), Section 30.05, Penal Code, as added by 2nd Reading Amendment No. 3.

Amendment No. 1 was adopted without objection.

HB 556, as amended, was passed. (Finnell and Hamric recorded voting yes)

HB 427 ON SECOND READING

The speaker laid before the house, on its second reading and passage to engrossment,

HB 427, A bill to be entitled An Act relating to the exclusion from coverage under the Texas Unemployment Compensation Act of services performed by certain securities representatives.

The bill was read second time and was passed to engrossment.

HB 431 ON SECOND READING

The speaker laid before the house, on its second reading and passage to engrossment,

HB 431, A bill to be entitled An Act relating to the offense of theft.

The bill was read second time and was passed to engrossment. (Davila, Dutton, Telford, and Thompson recorded voting no)

HB 582 ON SECOND READING

The speaker laid before the house, on its second reading and passage to engrossment,

HB 582, A bill to be entitled An Act relating to the date for holding a political party's county and senatorial district conventions.

The bill was read second time and was passed to engrossment.

HB 669 ON SECOND READING

The speaker laid before the house, on its second reading and passage to engrossment, the complete committee substitute for **HB 669**.

CSHB 669, A bill to be entitled An Act relating to the quarantine of rabid animals.

CSHB 669 was read second time and was passed to engrossment.

HB 721 ON SECOND READING

The speaker laid before the house, on its second reading and passage to engrossment, the complete committee substitute for **HB 721**.

CSHB 721, A bill to be entitled An Act relating to the control of rabies; providing criminal penalties.

CSHB 721 was read second time.

(Stiles in the chair)

(Speaker in the chair)

Amendment No. 1

Representative Chisum offered the following amendment to **CSHB 721**:

Amend CSHB 721:

On page 2, line 16 between "certificate" and "showing" insert or tag

Amendment No. 1 was adopted without objection.

Amendment No. 2

Representative Combs offered the following amendment to **CSHB 721**:

Amend **CSHB 721** by deleting Section 3 of the bill and renumbering all subsequent sections.

Amendment No. 2 was withdrawn.

Amendment No. 3

Representative Chisum offered the following amendment to **CSHB 721**:

Amend **CSHB 721** in the following manner:

1) on page 2, line 19, add a new subsection (c) to read as follows:

(c) The local rabies control authority shall dismiss the charges against a person if the authority receives proof, within 10 days of the issuance of the citation, that the animal had been vaccinated to prevent rabies according to Section 826.021 before the date of the citation.

2) renumber all subsequent sections.

Amendment No. 3 was adopted without objection.

Amendment No. 4

Representative Combs offered the following amendment to **CSHB 721**:

Amend **CSHB 721** by deleting Section 3 of the bill and renumbering all subsequent sections.

Representative Holzheuser moved to table Amendment No. 4.

A record vote was requested.

The motion to table prevailed by (Record 62): 113 Yeas, 29 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Alonzo; Alvarado; Averitt; Bailey; Berlanga; Bosse; Brimer; Carter; Coleman; Conley; Cook; Counts; Crabb; Craddick; Cuellar, H.; Cuellar, R.; Culberson; Danburg; Davila; Davis; De La Garza; Dear; Denny; Driver; Dukes; Duncan; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Gallego; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Harris; Hawley; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hirschi; Hochberg; Holzheuser; Hudson; Hunter, B.; Hunter, T.; Jackson; Johnson; Jones, D.; Jones, J.; Kamel; King; Kuempel; Lewis, G.; Lewis, R.; Luna; Marchant; Maxey; McCall; McCoulskey; McDonald; Moreno; Munoz; Naishtat; Nixon; Oakley; Oliveira; Patterson; Pickett; Pitts; Place; Price; Puente; Ramsay; Rangel; Raymond; Rhodes; Rodriguez; Romo; Rusling; Sadler; Seidlits; Serna; Siebert; Smithee; Solis; Solomons; Stiles; Swinford; Tillery; Torres; Turner, B.; Van de Putte; Walker; West; Williamson; Willis; Wohlgemuth; Wolens; Yarbrough; Yost; Zbraneck.

Nays — Black; Chisum; Combs; Corte; Delisi; Finnell; Hamric; Hartnett; Heflin; Horn; Howard; Janek; Krusee; Kubiak; Madden; Moffat; Ogden; Rabuck; Reyna; Saunders; Shields; Staples; Talton; Telford; Thompson; Turner, S.; Uher; Wilson; Woolley.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Brady; Clemons; Longoria.

Absent — Carona; Junell; Mowery; Park.

Amendment No. 5

Representative Place offered the following amendment to **CSHB 721**:

Amend **CSHB 721** by:

(1) striking Section 2 of the bill and renumbering subsequent sections appropriately.

and

(2) on page 6, line 16, striking "A" and substituting "C".

Amendment No. 5 was withdrawn.

Amendment No. 6

Representative Place offered the following amendment to **CSHB 721**:

Amend **CSHB 721** by striking Section 2 of the bill and renumbering subsequent sections appropriately.

Amendment No. 6 was adopted without objection. (The vote on Amendment No. 6 was reconsidered later today and the amendment was withdrawn.)

Amendment No. 7

Representative Madden offered the following amendment to **CSHB 721**:

Amend **CSHB 721** on page 6, between lines 19 and 20, by inserting the following:

"(e) This section does not apply to a retail pet store owner or operator."

Amendment No. 7 was adopted without objection.

Amendment No. 8

Representatives B. Turner and Gallego offered the following amendment to **CSHB 721**:

Amend **CSHB 721** by adding a new section, appropriately numbered, and renumbering subsequent sections:

SECTION _____. Sections 3 and 8 of this Act expire September 1, 1997.

Amendment No. 8 was adopted without objection.

Amendment No. 9

Representative Holzheuser offered the following amendment to **CSHB 721**:

Amend **CSHB 721** by adding the following sections, appropriately numbered, to read as follows and renumbering subsequent sections appropriately:

SECTION _____. Section 826.002, Health and Safety Code, is amended by adding Subdivision (12) to read as follows:

(12) "Livestock" means an animal raised for human consumption or an equine animal.

SECTION _____. Section 826.023, Health and Safety Code, is amended by adding Subsection (e) to read as follows:

(e) This section does not prohibit a veterinarian licensed by the State Board of Veterinary Medical Examiners from selling or dispensing rabies vaccine to an individual with whom the veterinarian has a veterinarian-client-patient relationship as described by the Veterinary Licensing Act (Article 8890, Vernon's Texas Civil Statutes), for the sole purpose of allowing that individual to administer the rabies vaccine to that individual's own livestock.

Amendment No. 9 was adopted without objection.

Amendment No. 10

Representative Rabuck offered the following amendment to **CSHB 721**:

Amend **CSHB 721** on page 2, between lines 25 and 26, by adding the following:

(d) The board by rule shall designate the areas in which this section applies.

Amendment No. 10 was withdrawn.

Representative Place moved to reconsider the vote by which Amendment No. 6 was adopted earlier today.

The motion to reconsider prevailed without objection.

Amendment No. 6 was withdrawn.

Amendment No. 11

Representative Place offered the following amendment to **CSHB 721**:

Amend **CSHB 721** as follows:

On page 2, line 9, strike "A [€]" and substitute "C".

Amendment No. 11 was adopted without objection.

Amendment No. 12

Representative Place offered the following amendment to **CSHB 721**:

Amend **CSHB 721** on page 2, between lines 10 and 11, by adding the following:

"(c) If on the trial of an offense under this section the court finds that the person has been previously convicted of an offense under this section, the offense is a Class B misdemeanor."

Amendment No. 12 was adopted without objection.

Amendment No. 13

Representative Place offered the following amendment to **CSHB 721**:

Amend **CSHB 721** on page 6, line 19, following the period, by inserting:
"The board may not include dogs or cats as types of animals that have a high probability of transmitting rabies for purposes of this section."

Amendment No. 13 was adopted without objection.

CSHB 721, as amended, was passed to engrossment. (Horn recorded voting no)

HB 815 ON SECOND READING

The speaker laid before the house, on its second reading and passage to engrossment,

HB 815, A bill to be entitled An Act relating to a recreational facility fee at The University of Texas at Dallas.

The bill was read second time.

Amendment No. 1

Representative Chisum offered the following amendment to the bill:

Amend **HB 815** as follows:

1) SECTION 1, page 2, line 15, add a new subsection (g) to read as follows: A recreational facility fee may not be collected after the 20th anniversary of the date it is first collected or after all bonded indebtedness for the recreational facility for which the fee receipts are pledged is paid, whichever is later.

Amendment No. 1 was adopted without objection.

Amendment No. 2

Representative Gallego offered the following amendment to the bill:

Amend **HB 815** in the following manner:

1. Add the following SECTION 2 and renumber subsequent SECTIONS accordingly:

SECTION 2. Subchapter E, Chapter 54, Education Code, Sections 54.538(a), (b), and (c), are amended to read as follows:

(a) If approved by student vote at a system institution, the Board of Regents, Texas State University System, may charge each student enrolled at such institution a recreational sports fee not to exceed \$50 [~~\$35~~] per semester or 10-week summer session or \$25 [~~\$17.50~~] per five-week summer session. The fee may be used to purchase equipment for and to construct, operate, and maintain recreational sports facilities and programs at the designated institution [~~university~~].

(b) The recreation fee authorized by this section may not be [~~levied or~~] increased more than 10 percent from one academic year to the next unless the [~~levy of the fee or the~~] increase has been approved by a majority vote of those students at the affected institution participating in a general student election called for that purpose. The fee may not exceed the amounts provided by Subsection (a).

(c) Each system institution [university] shall collect any student recreational sports fee imposed under this section and shall deposit the money collected in an account to be known as the student recreational sports account.

2. Change the caption to conform to the body of the bill.

Amendment No. 2 was adopted without objection.

HB 815, as amended, was passed to engrossment. (Kubiak recorded voting no)

RESOLUTIONS CALENDAR

The speaker laid before the house the following resolution on committee report:

By B. Turner, Yost, Combs, Black, Hilderbran, et al.,

HCR 65, Urging the Congress of the United States to amend the federal Endangered Species Act.

The resolution was adopted without objection. (Coleman, Greenberg, Hochberg, Maxey, Naishtat, and Oliveira recorded voting no)

HR 410 - ADOPTED

Representative Wilson moved to suspend all necessary rules to take up and consider at this time **HR 410**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Wilson,

HR 410, Designating March 14 and 15, 1995, as Delta Days in honor of Delta Sigma Theta Sorority.

The resolution was adopted without objection.

On motion of Representative Uher, the names of all the members of the house were added to **HR 410** as signers thereof.

HR 394 - ADOPTED

Representative Coleman moved to suspend all necessary rules to take up and consider at this time **HR 394**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Coleman,

HR 394, Recognizing the gifted and talented programs of the Houston Independent School District.

The resolution was adopted without objection.

RULES SUSPENDED

Representative Sadler moved to suspend the 5-day posting rule to allow the Committee on Public Education, Subcommittee on Salaries and Benefits for Educators, to meet for a public hearing.

The motion prevailed without objection.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Appropriations, Subcommittee on FTE's, 2 p.m. today, E1.022, Capitol Extension, to consider agency FTE markup.

Licensing and Administrative Procedures, 2 p.m. today, E1.026, Capitol Extension, to consider posted bills.

Calendars, 3 p.m. today, speakers committee room, to consider the calendar.

Civil Practices, 1:30 p.m. today, E2.026, Capitol Extension.

Public Education, Subcommittee on Salaries and Benefits for Educators, 10 a.m. Friday, March 17, E2.036, Capitol Extension.

PROVIDING FOR ADJOURNMENT

Representative Sadler moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 10 a.m. tomorrow.

The motion prevailed without objection.

HOUSE BILLS ON FIRST READING

The following house bills were today laid before the house, read first time, and referred to committees:

By Oakley, et al.,

HB 2801, A bill to be entitled An Act relating to the creation of an additional judicial district in Rockwall County and to the composition of the 354th judicial district.

To Committee on Judicial Affairs.

By Corte,

HB 2802, A bill to be entitled An Act relating to permitting certain students to take the examination for a license to practice law in this state.

To Committee on Judicial Affairs.

By Naishtat and Ehrhardt,

HB 2803, A bill to be entitled An Act relating to prohibiting improper utility disconnections in residential tenancies.

To Committee on Business and Industry.

By Naishtat,

HB 2804, A bill to be entitled An Act relating to waivers and exemptions from certain regulations in the field of health and human services.

To Committee on Human Services.

By Naishtat,

HB 2805, A bill to be entitled An Act relating to the appointment of a tenant member to the governing body of a municipal housing authority.

To Committee on Urban Affairs.

By Naishtat and Dukes,

HB 2806, A bill to be entitled An Act relating to the safety of public school students riding on transportation company or system buses.

To Committee on Public Education.

By Naishtat,

HB 2807, A bill to be entitled An Act relating to requiring the Board of Pardons and Paroles to conduct formal parole hearings.

To Committee on Corrections.

By Hirschi,

HB 2808, A bill to be entitled An Act relating to the sale of a lottery ticket from a vending machine.

To Committee on Licensing and Administrative Procedures.

By Hirschi,

HB 2809, A bill to be entitled An Act relating to the enforcement of standards established for the treatment of persons in nursing and convalescent homes; providing for the accountability of persons who violate such established standards; and providing for the facilitation of the flow of information and opinion on the quality of nursing and convalescent homes to enable Texans to make informed choices in the selection of nursing and convalescent homes.

To Committee on Public Health.

By Coleman,

HB 2810, A bill to be entitled An Act relating to Medicaid reimbursement for medical nutritionals.

To Committee on Public Health.

By Ogden,

HB 2811, A bill to be entitled An Act relating to group hospital and medical services fees and services at component institutions of The Texas A&M University System.

To Committee on Higher Education.

By Ogden,

HB 2812, A bill to be entitled An Act relating to student fees to support intercollegiate athletics at a public institution of higher education.

To Committee on Higher Education.

By Ogden,

HB 2813, A bill to be entitled An Act relating to access to criminal history record information by the Department of Protective and Regulatory Services.

To Committee on Human Services.

By Ogden,

HB 2814, A bill to be entitled An Act relating to the right not to perform or assist in performing an abortion.

To Committee on State Affairs.

By Alonzo,

HB 2815, A bill to be entitled An Act relating to the exposure of persons to certain toxic chemicals and to the discharge or release into drinking water of those chemicals; providing criminal penalties.

To Committee on Environmental Regulation.

By Alonzo,

HB 2816, A bill to be entitled An Act relating to allowing a political subdivision to hold a local option election on whether a lawfully admitted resident alien may vote in an election held by the political subdivision.

To Committee on State Affairs.

By Brady,

HB 2817, A bill to be entitled An Act relating to the procedures for determining eligibility for parole of a defendant serving a life sentence after conviction of a capital felony.

To Committee on Criminal Jurisprudence.

By Brady,

HB 2818, A bill to be entitled An Act relating to the appointment of bailiffs by certain judges.

To Committee on Judicial Affairs.

By Conley,

HB 2819, A bill to be entitled An Act relating to requiring an environmental consultant to report soil or water toxicity; providing criminal penalties.

To Committee on Environmental Regulation.

By Conley,

HB 2820, A bill to be entitled An Act relating to the responsibilities, duties and organization of, and the renaming of, the office of public interest counsel of the Texas Natural Resource Conservation Commission.

To Committee on State Affairs.

By Ogden, Greenberg, and Naishtat,

HB 2821, A bill to be entitled An Act relating to the representation of college and university students on the governing boards of their university systems.

To Committee on Higher Education.

By Danburg,

HB 2822, A bill to be entitled An Act relating to a civil order to prevent violence and the offense of a violation of the order.

To Committee on Civil Practices.

By Danburg,

HB 2823, A bill to be entitled An Act relating to stalking and a magistrate's protective order.

To Committee on Criminal Jurisprudence.

By Danburg,

HB 2824, A bill to be entitled An Act relating to suits against certain real estate agents and brokers under the Deceptive Trade Practices-Consumer Protection Act.

To Committee on Civil Practices.

By Danburg,

HB 2825, A bill to be entitled An Act relating to suits against certain certified public accountants under the Deceptive Trade Practices Act.

To Committee on Civil Practices.

By Danburg,

HB 2826, A bill to be entitled An Act relating to motor vehicle insurance for nonprofit organizations.

To Committee on Insurance.

By Danburg,

HB 2827, A bill to be entitled An Act relating to information regarding separate and community property provided to a person applying for a marriage license.

To Committee on Juvenile Justice and Family Issues.

By Danburg,

HB 2828, A bill to be entitled An Act relating to the financing of homeless assistance programs through a fee on certain real estate transactions.

To Committee on Ways and Means.

By Dutton,

HB 2829, A bill to be entitled An Act relating to appeals and notices of appeals in criminal cases.

To Committee on Criminal Jurisprudence.

By Dutton,

HB 2830, A bill to be entitled An Act relating to certain forms filed by private foundations.

To Committee on Business and Industry.

By Dutton,

HB 2831, A bill to be entitled An Act relating to royalty rates applicable to certain oil and gas properties on public lands.

To Committee on Energy Resources.

By Alonzo,

HB 2832, A bill to be entitled An Act relating to providing grants for training programs for bilingual education teachers.

To Committee on Public Education.

By Alonzo,

HB 2833, A bill to be entitled An Act relating to a state government internship program for certain students in certain fields of higher education.

To Committee on State Affairs.

By Alonzo,

HB 2834, A bill to be entitled An Act relating to retaliatory action by landlords against tenants.

To Committee on Business and Industry.

By Alonzo,

HB 2835, A bill to be entitled An Act relating to labeling of products containing hazardous substances.

To Committee on Environmental Regulation.

By Horn,

HB 2836, A bill to be entitled An Act relating to the inspection and maintenance of fleet vehicles, commercial vehicles and vehicles weighing more than six thousand pounds.

To Committee on Environmental Regulation.

By Maxey, Naishtat, and Greenberg,

HB 2837, A bill to be entitled An Act relating to a change in the use by the City of Austin of certain real property currently designated for public use.
To Committee on Land and Resource Management.

By Maxey,

HB 2838, A bill to be entitled An Act relating to the powers and duties of the Texas Department of Health under the Texas Food, Drug, and Cosmetic Act.

To Committee on Public Health.

By Stiles,

HB 2839, A bill to be entitled An Act relating to the borrowing powers of drainage districts.

To Committee on Natural Resources.

By Horn,

HB 2840, A bill to be entitled An Act relating to the vehicle inspection and maintenance program.

To Committee on Environmental Regulation.

By S. Turner,

HB 2841, A bill to be entitled An Act relating to permits for certain facilities regulated by the Texas Natural Resources Conservation Commission.

To Committee on Environmental Regulation.

By S. Turner,

HB 2842, A bill to be entitled An Act relating to eligibility for disability pensions from retirement systems for police officers in certain municipalities.

To Committee on Pensions and Investments.

By R. Lewis,

HB 2843, A bill to be entitled An Act relating to the adoption of rules by the Texas Natural Resource Conservation Commission.

To Committee on Natural Resources.

By Talton,

HB 2844, A bill to be entitled An Act relating to the licensing and regulation of bail bondsmen.

To Committee on Criminal Jurisprudence.

By Counts,

HB 2845, A bill to be entitled An Act relating to the powers, functions, authority, and duties of the Automobile Theft Prevention Authority.

To Committee on Transportation.

By Saunders,

HB 2846, A bill to be entitled An Act relating to the waste tire recycling program.

To Committee on Environmental Regulation.

By Dutton,

HB 2847, A bill to be entitled An Act relating to venue of suits involving the issue of boxing championships.

To Committee on Licensing and Administrative Procedures.

By Reyna,

HB 2848, A bill to be entitled An Act relating to certain charges in connection with a fine for a misdemeanor.

To Committee on Criminal Jurisprudence.

By Naishtat,

HB 2849, A bill to be entitled An Act relating to reinstatement of certain service credit in the Teacher Retirement System of Texas.

To Committee on Pensions and Investments.

By Naishtat,

HB 2850, A bill to be entitled An Act relating to the regulation of the indoor air quality of certain school district buildings.

To Committee on Public Health.

By Naishtat,

HB 2851, A bill to be entitled An Act relating to persons who are considered faculty members for purposes of the Teacher Retirement System of Texas.

To Committee on Pensions and Investments.

By Naishtat and Ehrhardt,

HB 2852, A bill to be entitled An Act relating to charging late fees under a residential lease.

To Committee on Business and Industry.

By Naishtat,

HB 2853, A bill to be entitled An Act relating to security devices in housing owned or operated by certain public or private colleges or universities.

To Committee on Business and Industry.

By Naishtat,

HB 2854, A bill to be entitled An Act relating to the offense of coercion of a public servant.

To Committee on State Affairs.

By Raymond,

HB 2855, A bill to be entitled An Act relating to certain purchase-donation agreements to maximize federal funding for certain local programs for children.

To Committee on Human Services.

By Raymond,

HB 2856, A bill to be entitled An Act relating to creation of the Texas Food Security Council.

To Committee on State Affairs.

By Raymond,

HB 2857, A bill to be entitled An Act relating to certain lending services provided by banks and branches; providing a penalty.

To Committee on Financial Institutions.

By Raymond,

HB 2858, A bill to be entitled An Act relating to the operation of the smart jobs fund and the employment training program created under that fund.

To Committee on Economic Development.

By King,

HB 2859, A bill to be entitled An Act relating to the powers, duties, and name of the Texas Commission for the Deaf and Hearing Impaired.

To Committee on Human Services.

By Grusendorf and Maxey,

HB 2860, A bill to be entitled An Act relating to the power of certain school districts to grant tax abatements.

To Committee on Ways and Means.

By Grusendorf,

HB 2861, A bill to be entitled An Act relating to the access by a safe house to criminal history record information.

To Committee on Public Safety.

By Raymond,

HB 2862, A bill to be entitled An Act relating to research conducted by public senior colleges and universities on behalf of the Texas Department of Transportation.

To Committee on Transportation.

By Krusee,

HB 2863, A bill to be entitled An Act relating to the terms of court of the district courts and the impanelment of grand juries in Williamson County.

To Committee on Judicial Affairs.

By Averitt and Rusling,

HB 2864, A bill to be entitled An Act relating to the composition of certain state representative districts.

To Committee on Redistricting.

By D. Jones and Alvarado,

HB 2865, A bill to be entitled An Act relating to the composition of certain of the state's congressional districts.

To Committee on Redistricting.

By Hilbert,

HB 2866, A bill to be entitled An Act relating to claims against a decedent's estate.

To Committee on Civil Practices.

By Yost,

HB 2867, A bill to be entitled An Act relating to the powers, operation, and management of certain conservation and reclamation districts and creating an offense for operating a motor vehicle on property owned or controlled by certain conservation and reclamation districts; providing penalties.

To Committee on Natural Resources.

By Horn,

HB 2868, A bill to be entitled An Act relating to the transfer and enforceability of tax liens.

To Committee on Ways and Means.

By Johnson,

HB 2869, A bill to be entitled An Act relating to the computation of a school district's property values for school funding purposes.

To Committee on Public Education.

By Johnson,

HB 2870, A bill to be entitled An Act relating to the limit on school district tax rates.

To Committee on Public Education.

By Johnson,

HB 2871, A bill to be entitled An Act relating to the administration of, benefits payable by, eligibility for benefits payable by, and credit under programs administered by, the Teacher Retirement System of Texas and including transfer of service issues between the Teacher Retirement System and the Employees Retirement System.

To Committee on Pensions and Investments.

By Johnson,

HB 2872, A bill to be entitled An Act relating to emergency management.

To Committee on Public Safety.

By Johnson,

HB 2873, A bill to be entitled An Act relating to the Nacogdoches County Hospital District.

To Committee on County Affairs.

By Johnson,

HB 2874, A bill to be entitled An Act relating to exempting from the sales and use tax machinery and equipment used to prepare, plant, cultivate, or harvest timber.

To Committee on Ways and Means.

By Johnson,

HB 2875, A bill to be entitled An Act relating to the continued eligibility for assistance of certain areas formerly classified as economically distressed areas.

To Committee on Natural Resources.

By Johnson,

HB 2876, A bill to be entitled An Act relating to the adjustment of a school district's property values for school funding purposes.

To Committee on Public Education.

By Holzheuser,

HB 2877, A bill to be entitled An Act relating to hearings on the renewal, amendment, or modification of certain emissions permits.

To Committee on Environmental Regulation.

By Holzheuser,

HB 2878, A bill to be entitled An Act relating to the definition of "modification of existing facility" under the Texas Clean Air Act.

To Committee on Environmental Regulation.

By Holzheuser,

HB 2879, A bill to be entitled An Act relating to the private practice of law and referral of certain cases by criminal district attorneys.

To Committee on Judicial Affairs.

By Holzheuser,

HB 2880, A bill to be entitled An Act relating to guaranteed energy savings projects for local governments.

To Committee on Energy Resources.

By Holzheuser,

HB 2881, A bill to be entitled An Act relating to penalties and interest, writs, suits, judgment amounts, right of redemption and distribution of proceeds in ad valorem tax matters.

To Committee on Ways and Means.

By Romo,

HB 2882, A bill to be entitled An Act relating to an exception to the open meetings law for certain deliberations of the board of directors of hospital districts.

To Committee on State Affairs.

By Romo,

HB 2883, A bill to be entitled An Act relating to the compensation for assessing or collecting certain ad valorem taxes by an assessor-collector.

To Committee on Ways and Means.

By Romo,

HB 2884, A bill to be entitled An Act relating to increasing the interest rate on late payments regarding state and local purchasing.

To Committee on State Affairs.

By Davis, et al.,

HB 2885, A bill to be entitled An Act relating to the payment of wages through electronic funds transfer.

To Committee on Economic Development.

By Davis and Rangel,

HB 2886, A bill to be entitled An Act relating to the State's purchasing goals for historically underutilized businesses.

To Committee on State Affairs.

By De La Garza and Chisum,

HB 2887, A bill to be entitled An Act relating to the purposes for which certain industrial development corporations may use revenue from the sales and use tax.

To Committee on Economic Development.

By De La Garza,

HB 2888, A bill to be entitled An Act relating to the funding of county programs for juveniles who have engaged in conduct indicating a need for supervision or delinquent conduct.

To Committee on Juvenile Justice and Family Issues.

By Johnson,

HB 2889, A bill to be entitled An Act relating to the creation of a judicial district composed of Nacogdoches County.

To Committee on Judicial Affairs.

By R. Lewis,

HB 2890, A bill to be entitled An Act relating to changing certain dates in law related to the management of the Edwards Aquifer.

To Committee on Natural Resources.

By Hilderbran,

HB 2891, A bill to be entitled An Act relating to reports to the legislature by state health and human services agencies and to the long-term care state plan for the elderly.

To Committee on Human Services.

By Patterson,

HB 2892, A bill to be entitled An Act relating to the boll weevil eradication program.

To Committee on Agriculture and Livestock.

By Driver,

HB 2893, A bill to be entitled An Act relating to certain insurance benefits and annuity proceeds.

To Committee on Insurance.

By Longoria,

HB 2894, A bill to be entitled An Act relating to the criminal history record information of a person who is the subject of a criminal commitment proceeding and to the transfer of that person to a nonsecurity mental health unit.

To Committee on Criminal Jurisprudence.

By Longoria,

HB 2895, A bill to be entitled An Act relating to the establishment of boot camp programs by the Texas Youth Commission and participation in boot camp programs by certain juvenile offenders.

To Committee on Corrections.

By Longoria,

HB 2896, A bill to be entitled An Act relating to an exception for certain employees from the application of the employment-at-will doctrine.

To Committee on Economic Development.

By Longoria,

HB 2897, A bill to be entitled An Act relating to requirements for the segregation of classes of inmates in county jails and for capacities in county jails.

To Committee on County Affairs.

By Harris,

HB 2898, A bill to be entitled An Act relating to the inspection of dental x-ray equipment.

To Committee on Public Health.

By Stiles,

HB 2899, A bill to be entitled An Act relating to the Commission on Law Enforcement Officer Standards and Education.

To Committee on Public Safety.

By Ogden,

HB 2900, A bill to be entitled An Act relating to the rate of state contributions to the optional retirement program at institutions of higher education, the Texas Higher Education Coordinating Board, and the Central Education Agency.

To Committee on Pensions and Investments.

By Ogden,

HB 2901, A bill to be entitled An Act relating to the payment of royalties on oil and gas produced from state land.

To Committee on Energy Resources.

By Ogden,

HB 2902, A bill to be entitled An Act relating to a cemetery on land owned by The Texas A&M University System.

To Committee on Land and Resource Management.

By B. Turner,

HB 2903, A bill to be entitled An Act relating to water rights of the Springhills Water Management District.

To Committee on Natural Resources.

By R. Lewis,

HB 2904, A bill to be entitled An Act relating to Lamar University System, Lamar University at Beaumont, Lamar University at Orange, Lamar University at Port Arthur and Lamar Institute of Technology.

To Committee on Higher Education.

By Coleman,

HB 2905, A bill to be entitled An Act relating to the delivery of services by certain health and human services agencies.

To Committee on Human Services.

By Coleman and Greenberg,

HB 2906, A bill to be entitled An Act relating to a study and report regarding the training and certification of early childhood education workers.

To Committee on Public Education.

By Place,

HB 2907, A bill to be entitled An Act relating to the creation of a Crime Victims' Institute in the Office of the Attorney General; creating the Crime Victims' Institute Fund, a dedicated fund in the state treasury.

To Committee on State Affairs.

By Place,

HB 2908, A bill to be entitled An Act providing for severance of certain possessory interests from the property incumbered by such interests for ad valorem tax assessment purposes.

To Committee on Ways and Means.

By Janek,

HB 2909, A bill to be entitled An Act relating to the practice of perfusion.
To Committee on Public Health.

By Allen,

HB 2910, A bill to be entitled An Act relating to certain criminal background checks regarding applicants for and holders of certain persons under the Private Investigators and Private Security Agencies Act.
To Committee on Public Safety.

By Counts,

HB 2911, A bill to be entitled An Act relating to financial solvency requirements for certain insurers.
To Committee on Insurance.

By Coleman,

HB 2912, A bill to be entitled An Act relating to assisting small businesses to participate in state public works contracting.
To Committee on State Affairs.

By Serna,

HB 2913, A bill to be entitled An Act relating to the offense of delivering aerosol paint to a person younger than 18 years of age.
To Committee on Criminal Jurisprudence.

By Serna,

HB 2914, A bill to be entitled An Act relating to nurse aides and registered nurses in certain nursing facilities funded through the state Medicaid program.
To Committee on Human Services.

By Duncan,

HB 2915, A bill to be entitled An Act to amend Article 3.42, Texas Insurance Code, relating to approval and use of life, health and accident insurance policy forms.
To Committee on Insurance.

By Duncan,

HB 2916, A bill to be entitled An Act relating to the application of the doctrine of forum non conveniens.
To Committee on Civil Practices.

By Duncan,

HB 2917, A bill to be entitled An Act relating to the application of the doctrine of forum non conveniens in certain civil actions.
To Committee on Civil Practices.

By Brady,

HB 2918, A bill to be entitled An Act relating to authorizing counties to adopt ordinances by election to protect the public health, safety, or welfare; providing a penalty.
To Committee on County Affairs.

By Brady,

HB 2919, A bill to be entitled An Act relating to the dismissal of certain misdemeanor charges on completion of a young adult court program.

To Committee on Criminal Jurisprudence.

By Brady,

HB 2920, A bill to be entitled An Act relating to the authority of certain counties to raise revenue.

To Committee on Ways and Means.

By Yarbrough,

HB 2921, A bill to be entitled An Act relating to the regulation of manufactured housing.

To Committee on Licensing and Administrative Procedures.

By Munoz,

HB 2922, A bill to be entitled An Act relating to the creation, powers, and administration of international bridge districts.

To Committee on State Affairs.

By Munoz,

HB 2923, A bill to be entitled An Act relating to establishing a community-based treatment program for certain dually diagnosed children in a region bordering Mexico.

To Committee on Public Health.

By Cook,

HB 2924, A bill to be entitled An Act relating to amendments to the Texas Property Code.

To Committee on Financial Institutions.

By Cook,

HB 2925, A bill to be entitled An Act relating to the sale or transfer of Water Supply or Sewer Service Corporation stock, membership or other right of participation of the person or entity to whom the membership is transferred.

To Committee on Natural Resources.

By Janek,

HB 2926, A bill to be entitled An Act relating to request for proposal purchasing procedures for certain counties.

To Committee on County Affairs.

By Serna,

HB 2927, A bill to be entitled An Act relating to contributions to the Optional Retirement Program.

To Committee on Pensions and Investments.

By Serna,

HB 2928, A bill to be entitled An Act relating to the definition of hotel for purposes of the county hotel occupancy tax.

To Committee on Ways and Means.

By Black,

HB 2929, A bill to be entitled An Act relating to bicycle safety.

To Committee on State Recreational Resources.

By Rodriguez,

HB 2930, A bill to be entitled An Act relating to delinquent children and children in need of supervision, procedures for the disposition of delinquent children and children in need of supervision, and juvenile justice.

To Committee on Juvenile Justice and Family Issues.

By Rodriguez,

HB 2931, A bill to be entitled An Act relating to county fire codes in unincorporated areas.

To Committee on County Affairs.

By Rodriguez,

HB 2932, A bill to be entitled An Act relating to the regulation of the practice of kinesiotherapy, including the creation of The Texas Advisory Board of Kinesiotherapy.

To Committee on Public Health.

By Coleman,

HB 2933, A bill to be entitled An Act relating to investigations, functions and duties of the State Board of Examiners of Psychologists, examinations, the provision of temporary licensure and certification and confidentiality; and declaring an emergency.

To Committee on Public Health.

By Edwards,

HB 2934, A bill to be entitled An Act relating to garnishment of wages for the collection of certain civil judgments.

To Committee on Civil Practices.

By Hochberg,

HB 2935, A bill to be entitled An Act relating to an encumbrance on homestead property for the purpose of a reverse mortgage; imposing an administrative penalty.

To Committee on Financial Institutions.

By Hochberg,

HB 2936, A bill to be entitled An Act relating to financing of certain projects for certain counties.

To Committee on Financial Institutions.

By Heflin,

HB 2937, A bill to be entitled An Act relating to central appraisal districts.

To Committee on Ways and Means.

By Heflin,

HB 2938, A bill to be entitled An Act relating to refunds of property taxes.

To Committee on Ways and Means.

By Heflin,

HB 2939, A bill to be entitled An Act relating to appraisal review boards.

To Committee on Ways and Means.

By Heflin,

HB 2940, A bill to be entitled An Act relating to the taxation for property tax purposes of certain items of tangible personal property.

To Committee on Ways and Means.

By Heflin,

HB 2941, A bill to be entitled An Act relating to the appraisal of property for tax purposes.

To Committee on Ways and Means.

By Heflin,

HB 2942, A bill to be entitled An Act relating to emergency rulemaking by state agencies.

To Committee on State Affairs.

By Greenberg, Naishtat, Maxey, Combs, and Dukes,

HB 2943, A bill to be entitled An Act relating to public retirement systems for employees of certain municipalities:

To Committee on Pensions and Investments.

By Dukes,

HB 2944, A bill to be entitled An Act relating to municipal solid waste disposal fees.

To Committee on Environmental Regulation.

By Dukes,

HB 2945, A bill to be entitled An Act relating to the state's source reduction and recycling goal.

To Committee on Environmental Regulation.

By Gray,

HB 2946, A bill to be entitled An Act relating to the conduct of a bingo game by the use of electronic devices.

To Committee on Licensing and Administrative Procedures.

By Gray,

HB 2947, A bill to be entitled An Act relating to school districts that provide education solely to students confined to hospitals.

To Committee on Public Education.

By Davila,

HB 2948, A bill to be entitled An Act relating to restrictions on certain employer-imposed workplace language requirements and to employee notification of those restrictions and other equal employment opportunity requirements by the Commission on Human Rights.

To Committee on State Affairs.

By Kamel and Saunders,

HB 2949, A bill to be entitled An Act relating to a change of venue in a felony or misdemeanor case without a formal transfer of the case.

To Committee on Criminal Jurisprudence.

By Kamel,

HB 2950, A bill to be entitled An Act relating to the filing of a written list of prospective jurors with the county clerk 10 days before the date summoned.

To Committee on Judicial Affairs.

By Kamel and Saunders,

HB 2951, A bill to be entitled An Act relating to electronic selection and summoning of a "special venire" jury panel in a capital case.

To Committee on Judicial Affairs.

By Patterson,

HB 2952, A bill to be entitled An Act relating to the procedure for service of process, notice, or demand on the commissioner of insurance.

To Committee on Insurance.

By Hill,

HB 2953, A bill to be entitled An Act relating to the operations, powers, and duties of the Texas Department of Housing and Community Affairs.

To Committee on Urban Affairs.

By Pickett,

HB 2954, A bill to be entitled An Act relating to the term and conditions of certain interlocal contracts and litigation resulting from the contracts.

To Committee on State Affairs.

By Pickett,

HB 2955, A bill to be entitled An Act relating to recording executory contracts for conveyance of real property.

To Committee on Business and Industry.

By Carter and Wohlgemuth,

HB 2956, A bill to be entitled An Act relating to the placement of signs on the right-of-way of a public road.

To Committee on Transportation.

By Carter,

HB 2957, A bill to be entitled An Act relating to the registration and safe operation of motor vehicles; providing penalties.

To Committee on Transportation.

By Carter,

HB 2958, A bill to be entitled An Act relating to the regulation of private investigators and private security agencies; creating a criminal penalty.

To Committee on Public Safety.

By Counts,

HB 2960, A bill to be entitled An Act relating to the liquidation of insolvent insurers, the Commissioner of Insurance in his statutory capacity as Receiver, and the insurance guaranty associations.

To Committee on Insurance.

By Luna,

HB 2961, A bill to be entitled An Act relating to the terms of court of the 319th District Court.

To Committee on Judicial Affairs.

By Luna,

HB 2962, A bill to be entitled An Act relating to procedures required in the investigation of reports alleging misconduct toward students by school employees.

To Committee on Public Education.

By Giddings,

HB 2963, A bill to be entitled An Act relating to the financing of sports facilities in certain municipalities

To Committee on Ways and Means.

By Giddings,

~~**HB 2964**~~ ~~A bill to be entitled~~

ancing of sports facilities in certain municipalities.

To Committee on Ways and Means.

By Raymond,

HB 2965, A bill to be entitled An Act relating to the inclusion of ad valorem tax abatements in the determination of the value of taxable property in a school district.

To Committee on Public Education.

By Raymond,

HB 2966, A bill to be entitled An Act relating to the authority of the attorney general to contract for goods and services subject to taxation as costs in a suit.

To Committee on State Affairs.

By Raymond,

HB 2967, A bill to be entitled An Act relating to summary judgment in a libel or slander suit brought against a person who files a complaint with a governmental agency.

To Committee on State Affairs.

By Raymond,

HB 2968, A bill to be entitled An Act relating to harassment of persons making complaints with governmental agencies.

To Committee on State Affairs.

By McCoulskey,

HB 2969, A bill to be entitled An Act relating to the acquisition of land and facilities by a municipality; authorizing the issuance of municipal bonds.

To Committee on Urban Affairs.

By McCoulskey,

HB 2970, A bill to be entitled An Act relating to the authorization of a county commissioners court to own, operate and maintain water and sewer systems for unincorporated areas inside and outside the county, granting to the county the power of eminent domain.

To Committee on County Affairs.

By G. Lewis,

HB 2971, A bill to be entitled An Act relating to certain conditions of employment for police officers in certain municipalities.

To Committee on Urban Affairs.

By Seidlits,

HB 2972, A bill to be entitled An Act relating to the use of caller I.D. service by Commercial Mobile Radio Service providers licensed by the Federal Communication Commission.

To Committee on State Affairs.

By Seidlits,

HB 2973, A bill to be entitled An Act relating to smoking in public places and places of employment; providing criminal penalties.

To Committee on State Affairs.

By Seidlits,

HB 2974, A bill to be entitled An Act relating to the implementation of an automated highway-railroad grade crossing enforcement system demonstration project.

To Committee on Transportation.

By Hamric,

HB 2975, A bill to be entitled An Act relating to the funds of the estate of wards of certain guardianship programs.

To Committee on Civil Practices.

By Hamric,

HB 2976, A bill to be entitled An Act relating to the suspension of a driver's license of a juvenile who engages in criminal mischief.

To Committee on Juvenile Justice and Family Issues.

By Hamric,

HB 2977, A bill to be entitled An Act relating to voluntary withdrawal from municipal extraterritorial jurisdiction in certain circumstances.

To Committee on Land and Resource Management.

By Hamric and West,

HB 2978, A bill to be entitled An Act relating to access by customers to aerosol paints; providing a civil penalty.

To Committee on Criminal Jurisprudence.

By Hamric,

HB 2979, A bill to be entitled An Act relating to dental, medical, and health-related expenses incurred by prisoners confined in county jail and persons kept under guard in county jail.

To Committee on County Affairs.

By Hamric,

HB 2980, A bill to be entitled An Act relating to coverage for district judges and volunteer fire departments under the County Government Risk Management Pool.

To Committee on County Affairs.

By Hamric,

HB 2981, A bill to be entitled An Act relating to the certification of mammography systems.

To Committee on Public Health.

By Seidlits,

HB 2982, A bill to be entitled An Act relating to abolishing certain state governmental entities.

To Committee on State Affairs.

By Seidlits and Marchant,

HB 2983, A bill to be entitled An Act relating to sports facilities.

To Committee on State Affairs.

By Seidlits,

HB 2984, A bill to be entitled An Act relating to responsibility for, and recovery of, damages in certain civil actions.

To Committee on State Affairs.

By Seidlits,

HB 2985, A bill to be entitled An Act relating to the regulation of certain staff leasing services; providing penalties.

To Committee on Licensing and Administrative Procedures.

By Seidlits,

HB 2986, A bill to be entitled An Act relating to the ability of a justice court to impose certain punishments for an offense committed by a minor that involves alcoholic beverages.

To Committee on Juvenile Justice and Family Issues.

By Seidlits,

HB 2987, A bill to be entitled An Act relating to the authority of the supreme court to adopt rules relating to the contractual relationship between an attorney and client.

To Committee on State Affairs.

By Gray,

HB 2988, A bill to be entitled An Act relating to the requirement that the person in charge of a railroad locomotive sound a whistle, air whistle, or air siren and ring a bell at the intersection of the railway and certain roads and streets.

To Committee on Transportation.

By Sadler,

HB 2989, A bill to be entitled An Act relating to the circumstances under which a county may purchase an item without following the statutory competitive purchasing procedures.

To Committee on County Affairs.

By Kubiak,

HB 2990, A bill to be entitled An Act relating to the regulation of certain proprietary schools; providing a criminal penalty.

To Committee on State Affairs.

By Kubiak,

HB 2991, A bill to be entitled An Act relating to the practice of psychology.

To Committee on Public Health.

By T. Hunter,

HB 2992, A bill to be entitled An Act relating to the authority of the Texas Lottery Commission to create a lottery game with revenue dedicated to public education; making an appropriation.

To Committee on Appropriations.

By Dukes,

HB 2993, A bill to be entitled An Act relating to the establishment of and the areas subject to municipal ordinances to control or abate air or water pollution.

To Committee on Environmental Regulation.

By Dukes, Naishtat, Thompson, et al.,

HB 2994, A bill to be entitled An Act relating to the Martin Luther King, Jr. statue fee at The University of Texas at Austin.

To Committee on Higher Education.

By Marchant,

HB 2995, A bill to be entitled An Act relating to certain public funds investment pools.

To Committee on Pensions and Investments.

By De La Garza,

HB 2996, A bill to be entitled An Act relating to the disqualification of certain judges in a criminal case and to certain procedures concerning a court of inquiry.

To Committee on Judicial Affairs.

By Glaze,

HB 2997, A bill to be entitled An Act relating to the authority of the Upper Sabine Valley Solid Waste Management District over solid waste disposal facilities within its boundaries.

To Committee on Environmental Regulation.

By Oakley,

HB 2998, A bill to be entitled An Act relating to the addition of Kaufman County Court at Law Judge to the Kaufman County Juvenile Board.

To Committee on Juvenile Justice and Family Issues.

By Oakley,

HB 2999, A bill to be entitled An Act relating to the licensing and regulation of certain electricians and electrical contractors; providing a criminal penalty.

To Committee on State Affairs.

By Averitt,

HB 3000, A bill to be entitled An Act relating to the collection, compiling, exchanging, and use of information related to criminal activity, fraud, material misrepresentation or nondisclosure in connection with an insurance transaction.

To Committee on Insurance.

RESOLUTIONS REFERRED TO COMMITTEES

The following resolutions were laid before the house and referred to committees:

By Glaze, et al.,

HCR 132, Expressing support for the study and evaluation of an integrated treatment approach for persons with a co-occurring substance addiction and mental illness.

To Committee on Public Health.

By Zbranek,

HR 398, In memory of Hardin County deputy sheriff Billy Roberts.
To Committee on Rules and Resolutions.

By J. Jones and Yarbrough,

HR 399, Congratulating Zara L. Robinson-Davis on her birthday.
To Committee on Rules and Resolutions.

By Luna,

HR 400, Recognizing Fiesta Head Start Day in Corpus Christi.
To Committee on Rules and Resolutions.

By Howard, et al.,

HR 402, Congratulating Courtney Culver on winning the 1995 Miss Teenage Texas Pageant.

To Committee on Rules and Resolutions.

By Alonzo,

HR 403, Congratulating Jerry and Vicki Smith on their 10th anniversary as McDonald's owners.

To Committee on Rules and Resolutions.

By H. Cuellar,

HR 404, Recognizing the accomplishments of the Martin High School Mariachi Los Tigres del Sur.

To Committee on Rules and Resolutions.

By Davis,

HR 405, Commending Grady W. Smithey, Jr., for his service to the residents of southwest Dallas County.

To Committee on Rules and Resolutions.

ADJOURNMENT

In accordance with a previous motion, the house, at 1:40 p.m., adjourned until 10 a.m. tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

Criminal Jurisprudence - **HB 94**

Financial Institutions - **HB 1298**

Judicial Affairs - **HB 654, HB 1294, HB 1552, HB 1737**

Pensions and Investments - **HB 679, HB 795, HB 1264**

State Affairs - **HB 340, HB 736, HB 1527, HCR 85, HCR 87, SCR 1**

Urban Affairs - **HB 645, HB 875, HB 1529, SB 99**

ENGROSSED

March 14 - **HB 637, HB 839, HB 840, HB 988, HB 1204**

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